



RECEIVED

OCT 25 2004

TECHNOLOGY CENTER R3700

**PATENT**  
Attorney Docket No. S-020211US

Att/MT/3/6  
61 A

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANT:** Tom Faciszewski, M.D.      **EXAMINER:** McCrosky, David J.  
**SERIAL NO.:** 10/074,512      **CONFIRMATION NO.:** 8237  
**FILED:** February 11, 2002      **ART UNIT:** 3736  
**FOR:** *BIOPSY/ACCESS TOOL WITH INTEGRATED BIOPSY AND ACCESS CANNULA AND USE THEREOF*

**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

October 18, 2004

Date

By:

*Stephen Faciszewski*  
Stephen Faciszewski, Esq.

Mailstop AF Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT AND REQUEST FOR RECONSIDERATION  
AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116**

In response to a Final Rejection dated April 19, 2004 ("Final"), Applicant requests the Patent Office ("Office") make the following amendments in the above-captioned application, and reconsider the Office's position presented in the Final in view of Applicant's remarks set forth below.

**AMENDMENTS TO THE CLAIMS**